

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

<b>Pacific Gas and Electric Company</b>	)	<b>Docket Nos. ER15-223-000</b>
<b>Operator Corporation</b>	)	<b>ER15-227-000</b>
	)	<b>ER15-227-001</b>
	)	<b>ER15-227-002</b>

<b>California Independent System</b>	)	<b>Docket No. ER15-322-000</b>
<b>Operator Corporation</b>	)	
	)	<b>(not consolidated)</b>

**ANSWER OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR  
CORPORATION TO THE MOTION TO LODGE OF  
THE TRANSMISSION AGENCY OF NORTHERN CALIFORNIA**

The California Independent System Operator Corporation (“CAISO”)<sup>1</sup> respectfully submits this answer to the Motion to Lodge filed by the Transmission Agency of Northern California (“TANC”).<sup>2</sup> As explained herein, TANC misconstrues the nature of the evidence with which it proposes to supplement the record, and the evidence does not warrant a different outcome from that which the Commission reached in this case and in TANC’s complaint proceeding.<sup>3</sup> The CAISO submits this brief Answer to clarify the record should the Commission decide to accept the Motion to Lodge.

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<sup>1</sup> Capitalized terms not otherwise defined herein have the meanings set forth in the Master Definitions Supplement, Appendix A to the CAISO tariff.

<sup>2</sup> TANC filed its Motion to Lodge in the above-captioned dockets on January 28, 2015.

<sup>3</sup> *Pacific Gas and Electric Co.*, 149 FERC ¶ 61,276 (2014); *Transmission Agency of Northern California v. Pacific Gas and Electric Co.*, 148 FERC ¶ 61,150 (2014).

## **I. REQUEST FOR WAIVER**

Under Rule 213 of the Commission's Rules of Practice and Procedure, the CAISO has a right to answer TANC's Motion to Lodge.<sup>4</sup> TANC's portrayal of the supplemental evidence contained in its Motion to Lodge, however, is found in TANC's Request for Rehearing.<sup>5</sup> The CAISO recognizes that the Commission generally prohibits answers to requests for rehearing. Because TANC has requested the record be amended to include new, supplemental evidence in its Motion to Lodge, the CAISO respectfully requests waiver of Rule 213(a)(2) in so far as it allows the CAISO to respond to the Motion to Lodge and clarify TANC's misrepresentation of the supplemental evidence. As such, this Answer is limited solely to the new evidence presented by TANC.

## **II. REQUEST FOR PRIVILEGED TREATMENT**

Pursuant to 18 C.F.R. § 388.112, TANC requested privileged treatment for the supplemental evidence proffered in its Motion to Lodge and explained in its Request for Rehearing. The evidence concerns the CAISO's 2014 and 2015 Operating Procedures 6110 and 6010A, which are proprietary, system sensitive, and non-public. Because this Answer addresses these same documents, the CAISO respectfully requests that the Commission grant this request for privileged treatment of this Answer.

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<sup>4</sup> 18 C.F.R. § 213 (2014).

<sup>5</sup> TANC filed its Request for Rehearing in the above-captioned dockets on January 28, 2015.

### III. ANSWER TO MOTION TO LODGE

With its Motion to Lodge (and as well in its Request for Rehearing), TANC attempts to demonstrate that changes to the CAISO's Operating Procedures for the COI for 2015 demonstrate error in the Commission's prior decisions. This argument fails. The parties to the agreements proposed in these proceedings agree and understand that the Comprehensive Agreement will expire and that the Remedial Action Scheme is an anachronism no longer needed (or available). Obviously the CAISO and the parties to the agreements must plan and prepare new operational procedures for the COI that reflect elimination of the Remedial Action Scheme, which was merely a contractual provision that dictated how the CAISO would manage congestion. As the Commission found, the generation facilities relevant to this proceeding have been interconnected for decades and are substantially unchanged.<sup>6</sup> TANC offers no tangible evidence to show otherwise, and TANC's claimed "new evidence" constitutes nothing more than a pretext to keep the Remedial Action Scheme.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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<sup>6</sup> PG&E, 149 FERC ¶ 61,276 at P 72.

[REDACTED]

[REDACTED]







#### IV. CONCLUSION

For the reasons discussed above, the Commission should reject TANC's Motion to Lodge and Request for Rehearing, and affirm its prior decision in this matter.

**/s/ William H. Weaver**

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Dated: February 12, 2015

## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon each party listed on the official service list for this proceeding, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010 (2014)).

Dated at Folsom, California on this 12<sup>th</sup> day of February, 2015.

*/s/ Dan Klein*

Dan Klein